

3-9-5

RCE  
ZGW



Atty. Dkt. No. 067183-0186

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yoshiaki SHIOTA

Title: FAULT MANAGEMENT  
SYSTEM FOR SWITCHING  
EQUIPMENT

Appl. No.: 09/588,190

Appl. Filing Date: 06/07/2000

Examiner: Puente, Emerson C.

Art Unit: 2113

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

[  ] Please enter and consider the amendment/reply previously filed on December 3, 2004.

[  ] Please consider the Affidavit(s)/Declaration(s) previously filed on        but not considered.

[ ] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on \_\_\_\_.

[ ] Other \_\_\_\_.

b. Enclosed are:

[ ] Amendment/Reply.

[ ] Affidavit(s)/Declaration(s).

[ ] Information Disclosure Statement.

[ ] Form PTO-1449 with copies of \_\_\_\_ listed reference(s).

[ ] Other .

Miscellaneous:

[ ] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

The filing fee is calculated below:

|                  | Claims as Amended | Previously Paid For | Extra Claims Present | Rate  | Fee Totals |
|------------------|-------------------|---------------------|----------------------|---|------------|
| RCE Fee 1.17(e): |                   |                     |                      | \$790.00  | = \$790.00 |
| Total Claims:    | 1                 | - 20                | = 0                  | x \$50.00   | = \$0.00   |
| Independents     | 1                 | - 3                 | = 0                  | x \$200.00  | = \$0.00   |
|                  |                   |                     |                      | First presentation of any Multiple Dependent Claims: + \$360.00 | = \$0.00   |
|                  |                   |                     |                      | CLAIMS FEE TOTAL: =   | \$790.00   |

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

|       |   |            |   |                   |
|-------|---|------------|---|-------------------|
| [ ]   | Extension for response filed within the first month:      | \$120.00   | 0 | \$0.00            |
| [ ]   | Extension for response filed within the second month:     | \$450.00   |   | \$0.00            |
| [ X ] | Extension for response filed within the third month:      | \$1,020.00 |   | <u>\$1,020.00</u> |
| [ ]   | Extension for response filed within the fourth month:     | \$1,590.00 |   | \$0.00            |
| [ ]   | Extension for response filed within the fifth month:      | \$2,160.00 |   | \$0.00            |
|       | EXTENSION FEE SUBTOTAL:                                   |            |   | \$1,020.00        |
|       | EXTENSION FEE ALREADY PAID:                               | -          |   | \$0.00            |
|       | EXTENSION FEE TOTAL                                       |            |   | \$1,020.00        |
|       | CLAIMS AND EXTENSION FEE TOTAL:                           |            |   | \$1,810.00        |
| [ ]   | Small Entity Fees Apply (subtract ½ of above):            |            |   | \$0.00            |
| [ ]   | Suspension of action requested under 37 C.F.R. § 1.103(c) |            |   | \$0.00            |
|       | TOTAL FEE:  |            |   | \$1,810.00        |

[ ] Please charge Deposit Account No. 19-0741 in the amount of \$1,810.00. A duplicate copy of this transmittal is enclosed.

[ X ] A check in the amount of \$1,810.00 to cover the filing fee is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By David A. Blumenthal

Date March 8, 2005

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
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David A. Blumenthal  
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Registration No. 26,257



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 067183-0186

In re patent application of

Yoshiaki SHIOTA

Group Art Unit: Unassigned

Appl. No. 09/588,190

Examiner: Unassigned

Filing Date: 06/07/2000

For: FAULT MANAGEMENT SYSTEM FOR SWITCHING EQUIPMENT

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Commissioner:

I hereby certify that the following paper(s) and/or fee along with any attachments referred to or identified as being attached or enclosed are being deposited with the United States Postal Service as Express Mail (Express Mail Label No. EV420551493US) under 37 C.F.R. § 1.10 on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

1. Request for Continued Examination (RCE) Transmittal
2. Check No. 17457 (\$1810) for: RCE Fee (\$790); Three-Month Extension (\$1020)
3. Postcard

Respectfully submitted,

March 8, 2005

Date

Foley & Lardner LLP  
Customer Number: 22428  
Telephone: (202) 672-5407  
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David A. Blumenthal

Reg. No.